

FRUITS AND VEGETABLES

DRIED FRUIT

21331. Adulteration of raisins. U. S. v. 98 Cases, etc. (F. D. C. No. 36458.
Sample Nos. 43038-L, 43039-L.)

LIBEL FILED: On or about March 25, 1954, Southern District of New York.

ALLEGED SHIPMENT: On or about February 4, 1954, by the Enoch Packing Co.,
from Del Rey, Calif.

PRODUCT: 197 cases of raisins at New York, N. Y.

LABEL, IN PART: (Case) "30 Lbs. Net Wt. Airport Brand Fancy (or Ex
Fancy) Sul Blch * * * Seedless Raisins."

NATURE OF CHARGE: Adulteration, Section 402 (a) (3), the article consisted in
whole or in part of a filthy substance by reason of the presence of insects,
insect parts, insect eggs, and rodent hairs.

DISPOSITION: April 15, 1954. Default decree of condemnation and destruction.

21332. Adulteration of raisins. U. S. v. 40 Cases * * *. (F. D. C. No. 36459.
Sample No. 43039-L.)

LIBEL FILED: March 19, 1954, Eastern District of New York.

ALLEGED SHIPMENT: On or about February 4, 1954, by the Enoch Packing Co.,
from Del Rey, Calif.

PRODUCT: 40 cases of raisins at New York, N. Y.

LABEL, IN PART: (Case) "30 Lbs. Net Wt. Airport Brand Extra Fancy Sul
Blch * * * Seedless Raisins."

NATURE OF CHARGE: Adulteration, Section 402 (a) (3), the article consisted in
whole or in part of a filthy substance by reason of the presence of insects,
insect parts, insect eggs, and rodent hairs.

DISPOSITION: May 10, 1954. Default decree of condemnation and destruction.

JAM, JELLY, AND PRESERVES

21333. Adulteration and misbranding of blackberry jelly, grape jam, and seedless
blackberry preserves. U. S. v. 62 Cases, etc. (F. D. C. No. 36413.
Sample Nos. 79563-L, 79565-L, 79566-L.)

LIBEL FILED: On or about March 4, 1954, Western District of Virginia.

ALLEGED SHIPMENT: On or about January 28, 1953, and January 11, 1954, by
the G. W. Bagwell Preserving Co., from Chattanooga, Tenn.

PRODUCT: 62 cases, each containing 24 1-pound jars, of blackberry jelly,
16 cases, each containing 12 2-pound jars of grape jam, and 20 cases, each con-
taining 24 12-ounce jars, of seedless blackberry preserves at Appalachia, Va.

LABEL, IN PART: (Jar) "Home Style Pure * * Blackberry Jelly [or "Grape
Jam" or "Seedless Blackberry Preserves"]."

NATURE OF CHARGE: Blackberry jelly. Adulteration, Section 402 (b) (2), a
product deficient in fruit juice had been substituted for blackberry jelly.
Misbranding, Section 403 (g) (1), the article failed to conform to the definition
and standard of identity for blackberry jelly since it was made from a
mixture composed of less than 45 parts by weight of the fruit juice (black-
berry) ingredient to each 55 parts by weight of one of the sweetening ingredi-
ents specified in the definition and standard.

Grape jam and seedless blackberry preserves. Adulteration, Section 402 (b) (2), products deficient in fruit had been substituted for grape jam and seedless blackberry preserves. Misbranding, Section 403 (g) (1), the articles failed to conform to the definitions and standards of identity for grape jam and seedless blackberry preserves since the articles were made from mixtures composed of less than 45 parts by weight of the fruit (grape or blackberry) ingredients to each 55 parts by weight of one of the sweetening ingredients specified in the definitions and standards.

DISPOSITION: May 18, 1954. Default decree of condemnation. The court ordered that the products be delivered to a State institution, for use other than for human consumption.

VEGETABLES

21334. Adulteration of dried mung beans. U. S. v. 40 Bags * * *. (F. D. C. No. 36329. Sample No. 82747-L.)

LIBEL FILED: February 19, 1954, Western District of Pennsylvania.

ALLEGED SHIPMENT: On or about October 8, 1953, from Enid, Okla.

PRODUCT: 40 100-pound bags of dried mung beans at Pittsburgh, Pa., in possession of Madam Chang Foods, Inc.

NATURE OF CHARGE: Adulteration, Section 402 (a) (3), the article consisted in whole or in part of a filthy substance by reason of the presence of rodent excreta; and, Section 402 (a) (4), the article had been held under insanitary conditions whereby it may have become contaminated with filth. The article was adulterated while held for sale after shipment in interstate commerce.

DISPOSITION: June 1, 1954. Madam Chang Foods, Inc., claimant, having consented to the entry of a decree, judgment of condemnation was entered and the court ordered that the product be released under bond for segregation of the good portion from the bad under the supervision of the Food and Drug Administration. 700 pounds of the product were segregated as unfit and were destroyed.

21335. Adulteration of olives with pimento. U. S. v. 33 Cases * * *. (F. D. C. No. 35988. Sample No. 62663-L.)

LIBEL FILED: November 25, 1953, Eastern District of Missouri.

ALLEGED SHIPMENT: The article was imported from Benito Villamarin Prieto of Spain and repacked in St. Louis, Mo.

PRODUCT: 33 cases, each containing 24 bottles, of olives with pimento at St. Louis, Mo.

LABEL, IN PART: "Haase's Magic Circle Salad Olives Spanish Olives and Pimiento No. 12 Dr. Wt. 7½ Oz. Packed By A. C. L. Haase Co., St. Louis, Mo."

NATURE OF CHARGE: Adulteration, Section 402 (a) (3), the article consisted in whole or in part of a filthy substance by reason of the presence of insect-damaged olives and insect-infested olives.

DISPOSITION: January 19, 1954. Default decree of condemnation and destruction.

21336. Adulteration of canned black-eyed peas. U. S. v. 48 Cases * * *. (F. D. C. No. 36693. Sample No. 67500-L.)

LIBEL FILED: March 18, 1954, Eastern District of Louisiana.